

HOUSE BILL 4093  
By Gresham

AN ACT to amend Chapter 373 of the Private Acts of 1911; as amended by Chapter 3 of the Private Acts of 1969; and Chapter 63 of the Private Acts of 1977; and any other acts amendatory thereto, relative to the town of Atoka.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Chapter 373 of the Private Acts of 1911; as amended by Chapter 3 of the Private Acts of 1969; Chapter 19 of the Private Acts of 1973; Chapter 63 of the Private Acts of 1977; and any other acts amendatory thereto, is amended by deleting Section 4 in its entirety and substituting instead the following:

Section 4. In order to increase the participation of the voters in municipal elections and to save considerable expense for the taxpayers of the Town of Atoka, the Board of Mayor and Aldermen hereby extend the terms of the current members of the board so that future elections of the Town of Atoka will be conducted at the regular election held in November of even-numbered years. The terms of the three aldermen whose terms expire in May 2007 are hereby extended until the first regular meeting of the board in December 2008, at which time the three aldermen elected at the November 2008 election shall take office. The terms of the three aldermen and the mayor whose terms expire in May 2009 are hereby extended until the first regular meeting of the board in December 2010, at which time the mayor and aldermen elected at the November 2010 election shall take office.

At the election to be held in November 2008, and each succeeding election held every two years thereafter, the three (3) candidates receiving the highest number of votes for alderman shall be elected for a term of four (4) years or until their successors are elected and qualified.

At the election to be held in November 2010, and each succeeding election held every two years thereafter, the three (3) candidates receiving the highest number of votes for alderman shall be elected for a term of four (4) years or until their successors are elected and qualified.

At the election to be held in November 2010, and each succeeding election held every four years thereafter, there shall be an election for the office of mayor, who shall be elected for a term of four years or until the mayor's successor is elected and qualified.

The Mayor and Aldermen shall assume office at the first regular meeting of the board in December following their election.

The Mayor of the Town of Atoka, subject to the approval of the Board of Aldermen thereof, shall employ a recorder and treasurer for said Town of Atoka, who shall perform the duties of recorder and treasurer as defined in Chapter 373 of the Private Acts of 1911 as amended and by the ordinances and resolutions of the Board of Mayor and Aldermen of the Town of Atoka. The recorder and treasurer employed under the provisions of the Act shall serve at the pleasure of the Board of Mayor and Aldermen of the Town of Atoka.

SECTION 2. Chapter 373 of the Private Acts of 1911, and any other act amendatory thereto, is amended by deleting Section 5 in its entirety and by substituting instead the following language:

Section 5. Every person elected to the office of Mayor or Alderman shall have been a resident of the state of Tennessee for more than one (1) year, a resident within the boundaries of Atoka for not less than six (6) months immediately preceding the election, and shall continue to reside within the town of Atoka during his term of office. In case of the removal of any officer of the town of Atoka, his respective office shall immediately become vacant.

SECTION 3. Chapter 373 of the Private Acts of 1911, and any other act amendatory thereto, is amended by deleting Section 8 in its entirety and substituting instead the following:

Section 8. The officers of the corporation of Atoka shall, before entering upon the discharge of duties of the office, take an oath to support the Constitution and the laws of the United States and the State of Tennessee.

SECTION 4. This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the legislative body of the Town of Atoka. Its approval or nonapproval shall be proclaimed by the presiding officer of the Town of Atoka and certified to the secretary of state.

SECTION 5. For the purpose of approving or rejecting the provisions of this act, it shall be effective upon becoming a law, the public welfare requiring it. For all other purposes, it shall become effective as provided in Section 4.